IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: M. Kröz, G. Dickneite, Hans-Peter Hauser, T. Weimer and Darrell

Sleep

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Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.115 SUBMITTED PRIOR TO FIRST EXAMINATION AND ACTION

Sir:

In response to the Notice of Defective Response dated May 15, 2008 and the Notice to Comply With Requirements For Patent Applications Containing Nucleotide and/or Amino Acid Sequence Disclosures dated May 29, 2008, applicants request entry of the following amendment:

Amendments to the Specification begin on page 2 of this paper;

Remarks begin on page 3 of this paper.